

(4) Except as provided in paragraph (5) of this subsection, for multifamily residential units, the County Commissioners may impose a building excise tax rate not to exceed \$15,500 per unit.

(5) (i) This paragraph applies to the development of a single subdivision that has more than 25 residential units.

(ii) The County Commissioners may impose a building excise tax for single-family residential units and multifamily residential units developed in a subdivision described under subparagraph (i) of this paragraph that does not exceed twice the building excise tax set under paragraph (3) or (4) of this subsection, if the development of the subdivision:

1. Is in a school district where a school is at or above 85% of the State rated school capacity;

2. Causes the roads or intersection within 1 centerline mile in any direction of any new street connecting the subdivision to be lower than a level of service D; or

3. Causes the intersections outside of the urban and town growth areas to be lower than a level of service C.

(B-1) FOR FISCAL YEAR 2008 ONLY:

(1) THE LIMITATIONS ON THE BUILDING EXCISE TAX UNDER SUBSECTIONS (B)(2), (3), (4), AND (5) OF THIS SECTION DO NOT APPLY; AND

(2) ANY EXCISE TAX IMPOSED BY THE COUNTY COMMISSIONERS:

(I) MAY BE BASED ON THE SQUARE FOOTAGE OF CONSTRUCTION; AND

(II) MAY BE IMPOSED BASED ON INCREASING GRADUATED RATES FOR INCREASED SQUARE FOOTAGE OF CONSTRUCTION.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) In this section, "Washington County Delegation" means the Senators and Delegates who are elected from Washington County or any portion of Washington County.

(b) The Washington County Board of County Commissioners shall appoint a task force to study and make recommendations concerning the building excise tax rate and structure for residential development in Washington County.